

IN THE DRAWINGS

Nine sheets of formalized replacement drawings are supplied herewith.

REMARKS

Applicant has carefully reviewed and considered the Office Action mailed on April 7, 2006, and the references cited therewith.

Claims 1-14 and 25-33 are withdrawn, claims 15, 19, and 24 amended, claim 16 is canceled, and no claims are added; as a result, claims 15 and 17-24 are now pending in this application.

Double Patenting Rejection

Claims 15-24 were rejected under a non-statutory double patenting rejection as being unpatentable over claim 1-4, 8-11 and 13-19 of copending Application No. 10/662,561, (U.S. Publication 2005/00458867). This is a provisional obviousness-type double patenting rejection because the conflicting claims have not in fact been patented. Independent claim 15 has been amended to recite additional subject matter, and applicants believe that this provisional rejection has been overcome as a result. Notwithstanding the above, applicants agree to file a terminal disclaimer if claims in the instant application are found to be allowable, and the double patenting rejection is maintained.

'102 Rejection of the Claims

Claims 15-16 and 23-24 were rejected under 35 USC ' 102(b) as being anticipated by *Stedman, et al.* (U.S. Patent 3,704,172) Claim 16 has been canceled rendering this rejection moot with respect to that claim. Independent claim 15 has been amended to recite additional subject matter. Applicants respectfully submit that Stedman does not disclose, teach, or suggest the subject matter of claim 15, as amended, including for example, "a control system to influence operation of the fuel pump and coolant pump responsive to a temperature of the fuel cell and a temperature of a processor." Accordingly, applicants believe this rejection as applied to claims 15 and 23-24 has been overcome.

'103 Rejection of the Claims

Claims 17-20 and 22 were rejected under 35 USC ' 103(a) as being unpatentable over *Stedman, et al.* (U.S. Patent 3,704,172) as applied to claim 15, in view of *Wang, et al.* (U.S. Publication 2003/0170515).

Claims 17, 20 and 22 were rejected under 35 USC ' 103(a) as being unpatentable over *Stedman, et al.* (U.S. Patent 3,704,172) as applied to claim 15, in view of *Jankowski, et al.* (U.S. Publication 2004/0048128).

Claim 21 was rejected under 35 USC ' 103(a) as being unpatentable over: a) *Stedman, et al.* (U.S. Patent 3,704,172) in view of *Wang, et al.*; (U.S. Publication 2003/0170515) and/or b) *Stedman, et al.* (U.S. Patent 3,704,172) in view of *Jankowski, et al.* (U.S. Publication 2004/0048128) as applied to claim 20, and further in view of *Skala* (U.S. Patent 3,911,288).

As described above with reference to the rejection under 35 USC ' 102(b), independent claim 15 has been amended to recite additional subject matter. Applicants respectfully submit that the above-cited references (*Stedman*, *Wang*, *Jankowski*, *Skala*), taken separately, or in any combination, do not disclose, teach, or suggest the subject matter of independent claim 15, which is incorporated in all pending dependent claims, including for example "a control system to influence operation of the fuel pump and coolant pump responsive to a temperature of the fuel cell and a temperature of a processor." Accordingly, applicants believe that all rejections under 35 USC ' 103(a) have been overcome.

Conclusion

Applicant respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney (952-473-8800) to facilitate prosecution of this application.

Respectfully submitted,

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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 7 day of July, 2006.

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Signature